


IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Docket No.: KESSLER

In re PATENT Application of: WINFRIED KESSLER et al.	) ) Examiner: Leykin, Rita ) Group Art Unit: 2837
Appl. No.: 10/598,768	)
Filing Date: June 18, 2007	) Confirmation No.: 9976
For: ACTUATOR AND METHOD FOR OPERATING AN ACTUATOR	) )

NOTICE OF APPEAL TO  
THE BOARD OF PATENT APPEALS AND INTERFERENCES

MAIL STOP AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

CERTIFICATION OF EFS-WEB TRANSMISSION	
I hereby certify that this paper is being EFS-Web transmitted to the U.S. Patent and Trademark Office, Alexandria VA 22313-1450, on <u>March 12, 2009</u> .	
Date	
<u>Henry M. Feiereisen</u>	
(Name of Registered Representative)	
	<u>3-12-2009</u>
(Signature)	(Date of Signature)

S I R:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision dated November 12, 2008 of the Examiner rejecting claims 15, 17, 18, 23-26 and 31-41.

The items checked below are appropriate:

1. STATUS OF APPLICANT

This application is on behalf of

☒ other than small entity

☐ small entity

Verified Statement

☐ attached

☐ already filed on \_\_\_\_\_

2. FEE FOR FILING NOTICE OF APPEAL

Persuant to 37 C.F.R. 1.17(e) the fee for filing the Notice of Appeal is

- ( ) small entity \$270.00  
(X) other than a small entity \$540.00

Notice of Appeal Fee due \$540.00

3. EXTENSION OF TERM

- a. (X) The Commissioner is hereby petitioned to extend the period for response to above-referenced Official Action by ONE month until March 12, 2009. Accompanying this amendment is the appropriate fee of \$130.00 pursuant to 37 C.F.R. §1.17(c) and 37 C.F.R. §1.136(a).
- b. ( ) Request for Extension of Time was filed on together with a Request for Reconsideration, and the appropriate fee of was paid.

4. TOTAL FEE DUE

The total fee due is

Notice of Appeal fee \$540.00  
Extension fee (if any) \$130.00

TOTAL FEE DUE \$670.00

5. FEE PAYMENT

- (X) The fee of \$670.00 is being paid by Credit Card.  
( ) Please charge the fee to Deposit Account No.06-0502.

6. FEE DEFICIENCY

- (X) The Commissioner is hereby authorized to charge payment of any additional fees which may be required with this communication, or credit any overpayment to Deposit Account No. 06-0502.

Respectfully submitted,

By: 

Henry M. Feiereisen  
Reg. No.: 31,084  
Agent for Applicant

Date: March 12, 2009  
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HMF/RL:af